GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Municipal Administration & Urban Development Department – Disciplinary proceedings initiated against Sri V. Srinivasa Rao, former Senior Assistant, Eluru Municipal Corporation under Rule 20 of A.P.C.S. (CC & A) Rules, 1991 – Further action abated and recovery of an amount of Rs.28,23,005/- in terms of Rule 9 (7) of A.P.R.P. Rules, 1980 – Amendment to G.O.Ms.No.261, M.A. & U.D. Dept., dated 28.11.2015 - Orders-Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.II) DEPARTMENT

G.O.MS.No. 35 **Dated: 03-03-2025**

Read the following:

1. G.O.Ms.No.261, M.A. & U.D. (Vig.II-2) Dept., dated 28.11.2015.
2. Orders of the Hon'ble High Court of Andhra Pradesh in WP(AT) No.222 of 2021, dated 05.01.2023.
3. From the Commissioner, Municipal Corporation, Eluru, Letter Roc.No.3063/2016/C1, dated 23.12.2023.

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O R D E R:

Sri V. Srinivasa Rao, the then Senior Assistant, Eluru Municipal Corporation, West Godavari district expired, while the disciplinary proceedings initiated against him under Rule 20 of A.P. Civil Services (CC&A) Rules, 1991 are pending. Therefore, in the G.O. first read above, in terms of Rule 9(7)(a) of the A.P. Revised Pension Rules, 1980, Government have issued orders abating further disciplinary action against Sri V. Srinivasa Rao, the then Senior Assistant, Eluru Municipal Corporation, West Godavari District, and to recover an amount of Rs.28,23,005/- (i.e., 60% of Rs.46,15,008/- + 90,000/-) from his terminal benefits and that if the said full amount is not covered from his terminal benefits, the balance amount shall be recovered as per the Provisions of Revenue Recovery Act as the charges are held proved during the enquiry.

2. Aggrieved by the above orders, Smt. T. Padmavathi, wife of late Sri V. Srinivasa Rao, filed WP(AT) No. 222 of 2021 before the Hon'ble High Court of Andhra Pradesh, challenging the recovery of Rs.28,23,005/- from her husband's terminal benefits. In the Order, dated 05.01.2023 in W.P. (AT) No. 222 of 2021, the Hon'ble High Court of A.P. delivered judgment setting aside the G.O.Ms.No.261, dated 28.11.2015, to the extent of recovery of the amount from the terminal benefits / under R.R. Act of the deceased employee.

3. After careful examination of the orders of the Hon'ble High Court, Government have decided to abate the further action against Sri V. Srinivasa Rao, former Senior Assistant, Eluru Municipal Corporation, without any recovery of the amount of Rs. 28,23,005/- from his terminal benefits, as ordered in the G.O. first read above.

(P.T.O)

4. Accordingly, the following amendment shall be issued to G.O.Ms.No.261, dated 28.11.2015: -

AMENDMENT

For the paragraph 6 of G.O. Ms. No. 261, Municipal Administration & Urban Development (Vig.II) Department, dated 28.11.2015, the following paragraph shall be substituted, namely:-

6. Government after careful examination of the matter, hereby abate further disciplinary action against Sri V. Srinivasa Rao, the then Senior Assistant, Eluru Municipal Corporation, West Godavari district, as he expired on 08.11.2013, in terms of Rule 9 (7)(a) of the A.P. Revised Pension Rules, 1980".

5. The Commissioner & Director of Municipal Administration, A.P shall take necessary action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S. SURESH KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner & Director of Municipal Administration, A.P.
Smt. T. Padmavathi, W/o late (Sri) V. Srinivasa Rao, Sr.Asst., Eluru Municipal Corporation through DMA, AP.

Copy to:
The Commissioner, Eluru Municipal Corporation, Eluru.
The Regional Director of Municipal Administration, Rajahmundry.
The Accountant General (A&E), AP, Vijayawada.
The Andhra Pradesh Vigilance Commission, Vijayawada.
The O.S.D. to Hon'ble Minister, MA&UD.
The P.S. to Principal Secretary to Government, M.A. & U.D. dept.
SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER